

**FAX RECEIVED**

DEC 12 2006

Docket No.: 060188-0031

OFFICE OF PETITIONS

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|  |   |                           |
|--|---|---------------------------|
| In re Application of                           | : | Customer Number: 20277    |
| Kentaro SHIOMI, et al.                         | : | Confirmation Number: 6677 |
| Application No.: 09/779,440                    | : | Group Art Unit: 2132      |
| Filed: February 09, 2001                       | : | Examiner: Jung W. Kim     |
| For: LSI DESIGN METHOD AND VERIFICATION METHOD | : |                           |

**PETITION UNDER 37 C.F.R. 1.313(c)(2)**  
**FOR WITHDRAWAL FROM ISSUE FOR CONSIDERATION OF**  
**AN INFORMATION DISCLOSURE STATEMENT UNDER §1.97**  
**IN VIEW OF A REQUEST FOR CONTINUED EXAMINATION (RCE)**

Mail Stop 313(c)  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a Petition under 37 C.F.R. 1.313(c)(2) for the withdrawal of this application from  
issue.

**PETITION**

Applicants hereby petition for the withdrawal of this application from issue.

**PATENT ISSUE FEE**

The issue fee for this case was paid on December 1, 2006.

12/14/2006 CKHLOK 00000001 500417 09779440

01 FC:1464 130.00 DA

**Application No.: 09/779,440**

**REASON FOR WITHDRAWAL REQUEST**

The reason for withdrawal from issue of this application is for consideration of an Information Disclosure Statement (IDS). Applicants are concurrently filing a Request for Continued Examination (RCE), pursuant to 37 C.F.R. §1.313(c)(2) and 37 C.F.R. §1.114 along with the IDS citing the references to be considered.

**PETITION FEES**

The Commissioner is authorized to charge the \$130.00 fee for the present Petition to Deposit Account No. 50-0417.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

**McDERMOTT WILL & EMERY LLP**

Michael E. Fogarty  
Registration No. 36,139

Please recognize our Customer No. 20277  
as our correspondence address.

600 13<sup>th</sup> Street, N.W.  
Washington, DC. 20005-3096  
Phone: 202.756.8000 MEF:cac  
Facsimile: 202.756.8087  
Date: December 12, 2006

WDC99 1322664-1.060188.0031

CERTIFICATION OF FACSIMILE TRANSMISSION  
I HEREBY CERTIFY THAT THIS PAPER IS BEING  
FACSIMILE TRANSMITTED TO THE PATENT AND  
TRADEMARK OFFICE ON THE DATE SHOWN BELOW.

CONSTANCE COLLINS  
TYPE OR PRINT NAME OF PERSON SIGNING CERTIFICATION  
Constance Collins 12/12/2006  
SIGNATURE DATE

# McDermott Will & Emery

Boston Brussels Chicago Düsseldorf London Los Angeles Miami Milan  
Munich New York Orange County Rome San Diego Silicon Valley Washington, D.C.

FAX RECEIVED

DEC 12 2006

OFFICE OF PETITIONS

~~FAX RECEIVED~~~~DEC 13 2006~~~~OFFICE OF PETITIONS~~

FACSIMILE

Date: December 12, 2006

Time Sent:

|                  |                          |                      |                      |
|------------------|--------------------------|----------------------|----------------------|
| <b>To:</b>       | <b>Company:</b>          | <b>Facsimile No:</b> | <b>Telephone No:</b> |
| Ms. Karen Creasy | USPTO - Petitions Branch | 571-273-0025         |                      |

---

|                            |                    |  |              |
|----------------------------|--------------------|--|--------------|
| <b>From:</b>               | Michael E. Fogarty | <b>Direct Phone:</b>                     | 202.756.8372 |
| <b>E-Mail:</b>             | mfogarty@mwe.com   | <b>Direct Fax:</b>                       | 202.756.8087 |
| <b>Sent By:</b>            | Constance Collins  | <b>Direct Phone:</b>                     | 202.756.8659 |
| <b>Client/Matter/Trpr:</b> | 060188-0031        | <b>Original to Follow by Mail:</b>       | No           |
|                            |                    | <b>Number of Pages, Including Cover:</b> | 27           |

---

**Re:** Application Serial No.: 09/779,440  
Group Art Unit: 2132  
Allowed: October 13, 2006

**Message:**

This is a Petition under 37 C.F.R. 1.313(c) for the withdrawal of this application from issue.

**PLEASE CONFIRM RECEIPT BY RETURN FACSIMILE**  
**THANK-YOU**

**CERTIFICATION OF FACSIMILE TRANSMISSION**  
I HEREBY CERTIFY THAT THIS PAPER IS BEING  
FACSIMILE TRANSMITTED TO THE PATENT AND  
TRADEMARK OFFICE ON THE DATE SHOWN BELOW.  
Constance Collins  
TYPE OR PRINT NAME OF PERSON SIGNING CERTIFICATION  
Constance Collins 12/13/2006  
SIGNATURE DATE

The information contained in this facsimile message is legally privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copy of this facsimile is strictly prohibited. If you have received this facsimile in error, please notify us immediately by telephone and return the original message to us at the below address by mail. Thank you.

IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL CONSTANCE COLLINS AS SOON AS POSSIBLE.

Main Facsimile: 202.756.8087 Facsimile Operator: 202.756.8090

U.S. practice conducted through McDermott Will & Emery LLP.  
600 Thirteenth Street, N.W. Washington, D.C. 20005-3096

Telephone: 202.756.8000

|   |   |                               |            |                              |              |              |          |
|---|---|-------------------------------|------------|------------------------------|--------------|--------------|----------|
| Applicant <u>Kentaro SHIOMI, et al.</u>   |   | Docket No. <u>060188-0031</u> |            | Serial No. <u>09/779,440</u> |              |              |          |
| Title: <u>LSI DESIGN METHOD AND VERIFICATION METHOD</u>   |   | Patent No. _____              |            |                              |              |              |          |
| Date Sent: <u>12/12/2006</u>  | <input type="checkbox"/> Hand Carried <input checked="" type="checkbox"/> Fax <input type="checkbox"/> Electronic <input type="checkbox"/> Cert. of Mailing <input type="checkbox"/> 1st Class Mail <input type="checkbox"/> Express Mail No. _____           |                               |            |                              |              |              |          |
| <input type="checkbox"/> Transmittal Letter   |   |                               |            |                              |              |              |          |
| <input type="checkbox"/> New Patent App   | <input type="checkbox"/> Utility <input type="checkbox"/> Design <input type="checkbox"/> Cont. <input type="checkbox"/> CIP <input type="checkbox"/> Div. <input type="checkbox"/> PCT <input checked="" type="checkbox"/> RCE <input type="checkbox"/> Prov |                               |            |                              |              |              |          |
| <input type="checkbox"/> Other: _____   |   |                               |            |                              |              |              |          |
| _____ pages of Specification  | <input type="checkbox"/> Letter submitting _____ pages of drawings  |                               |            |                              |              |              |          |
| _____ pages of Claims   | <input type="checkbox"/> Req. for Approval of Drawing Amendments  |                               |            |                              |              |              |          |
| _____ pages of Abstract   | <input type="checkbox"/> Req. for Oral Hearing  |                               |            |                              |              |              |          |
| _____ pages of Formal/Informal Drawings   | <input type="checkbox"/> Not. of Appeal <input type="checkbox"/> Appeal Brief <input type="checkbox"/> Reply Brief  |                               |            |                              |              |              |          |
| <input type="checkbox"/> Small Entity <input type="checkbox"/> Large Entity   | <input type="checkbox"/> Rule 312 Amendment/Letter  |                               |            |                              |              |              |          |
| <input type="checkbox"/> Declaration/Power of Attorney  | <input type="checkbox"/> Req. for Acknowledgement of Cited Art  |                               |            |                              |              |              |          |
| <input type="checkbox"/> Recordation of Assignment/Security Agreement   | <input type="checkbox"/> Issue Fee  |                               |            |                              |              |              |          |
| <input checked="" type="checkbox"/> Information Disclosure Statement  | <input type="checkbox"/> Publication Fee  |                               |            |                              |              |              |          |
| <u>X</u> Form PTO 1449  | <input type="checkbox"/> Req. for Certificate of Correction   |                               |            |                              |              |              |          |
| <u>7</u> References attached  | <input type="checkbox"/> Maintenance Fee for _____ years after grant  |                               |            |                              |              |              |          |
| <input type="checkbox"/> Preliminary Amendment  | <input type="checkbox"/> Fee Address Indication Form  |                               |            |                              |              |              |          |
| <input type="checkbox"/> Response to Missing Parts Notice   | <input type="checkbox"/> Terminal Disclaimer  |                               |            |                              |              |              |          |
| <input type="checkbox"/> Resp. to Notice to Correct App. Papers   | <input type="checkbox"/> Petition to Commissioner   |                               |            |                              |              |              |          |
| <input type="checkbox"/> Certified Copy of Priority Doc.  | <input type="checkbox"/> Status Inquiry   |                               |            |                              |              |              |          |
| <input type="checkbox"/> Claim for Convention Priority  | <input checked="" type="checkbox"/> Other <u>Petition Under 37 CFR 1.313(c)(2) for Withdrawal from Issue</u>  |                               |            |                              |              |              |          |
| <input type="checkbox"/> Response/Amendment to Office Action of _____   |   |                               |            |                              |              |              |          |
| <input type="checkbox"/> Request for _____ month Extension of Time  |   |                               |            |                              |              |              |          |
| Check for \$  | <input checked="" type="checkbox"/> Charge Deposit Acct. 500417   | \$ 920                        | Atty Init. | MEF                          | Tkpr. # 3328 | Secy. or PL: | CCollins |
| CMS Descr.: <u>1 - 790</u> <u>16 - 130</u>  |   |                               |            |                              |              |              |          |
| THE PATENT AND TRADEMARK OFFICE DATE STAMPED HEREON IS ACKNOWLEDGEMENT THAT THE ITEMS, CHECKED ABOVE, WERE RECEIVED BY THE PTO ON THE DATE STAMPED. |   |                               |            |                              |              |              |          |

MAX RECEIVED  
DEC 12 2006  
OFFICE OF PETITIONS

|   |   |                               |            |                              |              |              |          |
|---|---|-------------------------------|------------|------------------------------|--------------|--------------|----------|
| Applicant <u>Kentaro SHIOMI, et al.</u>   |   | Docket No. <u>060188-0031</u> |            | Serial No. <u>09/779,440</u> |              |              |          |
| Title: <u>LSI DESIGN METHOD AND VERIFICATION METHOD</u>   |   | Patent No. _____              |            |                              |              |              |          |
| Date Sent: <u>12/12/2006</u>  | <input type="checkbox"/> Hand Carried <input checked="" type="checkbox"/> Fax <input type="checkbox"/> Electronic <input type="checkbox"/> Cert. of Mailing <input type="checkbox"/> 1st Class Mail <input type="checkbox"/> Express Mail No. _____           |                               |            |                              |              |              |          |
| <input type="checkbox"/> Transmittal Letter   |   |                               |            |                              |              |              |          |
| <input type="checkbox"/> New Patent App   | <input type="checkbox"/> Utility <input type="checkbox"/> Design <input type="checkbox"/> Cont. <input type="checkbox"/> CIP <input type="checkbox"/> Div. <input type="checkbox"/> PCT <input checked="" type="checkbox"/> RCE <input type="checkbox"/> Prov |                               |            |                              |              |              |          |
| <input type="checkbox"/> Other: _____   |   |                               |            |                              |              |              |          |
| _____ pages of Specification  | <input type="checkbox"/> Letter submitting _____ pages of drawings  |                               |            |                              |              |              |          |
| _____ pages of Claims   | <input type="checkbox"/> Req. for Approval of Drawing Amendments  |                               |            |                              |              |              |          |
| _____ pages of Abstract   | <input type="checkbox"/> Req. for Oral Hearing  |                               |            |                              |              |              |          |
| _____ pages of Formal/Informal Drawings   | <input type="checkbox"/> Not. of Appeal <input type="checkbox"/> Appeal Brief <input type="checkbox"/> Reply Brief  |                               |            |                              |              |              |          |
| <input type="checkbox"/> Small Entity <input type="checkbox"/> Large Entity   | <input type="checkbox"/> Rule 312 Amendment/Letter  |                               |            |                              |              |              |          |
| <input type="checkbox"/> Declaration/Power of Attorney  | <input type="checkbox"/> Req. for Acknowledgement of Cited Art  |                               |            |                              |              |              |          |
| <input type="checkbox"/> Recordation of Assignment/Security Agreement   | <input type="checkbox"/> Issue Fee  |                               |            |                              |              |              |          |
| <input checked="" type="checkbox"/> Information Disclosure Statement  | <input type="checkbox"/> Publication Fee  |                               |            |                              |              |              |          |
| <u>X</u> Form PTO 1449  | <input type="checkbox"/> Req. for Certificate of Correction   |                               |            |                              |              |              |          |
| <u>7</u> References attached  | <input type="checkbox"/> Maintenance Fee for _____ years after grant  |                               |            |                              |              |              |          |
| <input type="checkbox"/> Preliminary Amendment  | <input type="checkbox"/> Fee Address Indication Form  |                               |            |                              |              |              |          |
| <input type="checkbox"/> Response to Missing Parts Notice   | <input type="checkbox"/> Terminal Disclaimer  |                               |            |                              |              |              |          |
| <input type="checkbox"/> Resp. to Notice to Correct App. Papers   | <input type="checkbox"/> Petition to Commissioner   |                               |            |                              |              |              |          |
| <input type="checkbox"/> Certified Copy of Priority Doc.  | <input type="checkbox"/> Status Inquiry   |                               |            |                              |              |              |          |
| <input type="checkbox"/> Claim for Convention Priority  | <input checked="" type="checkbox"/> Other <u>Petition Under 37 CFR 1.313(c)(2) for Withdrawal from Issue</u>  |                               |            |                              |              |              |          |
| <input type="checkbox"/> Response/Amendment to Office Action of _____   |   |                               |            |                              |              |              |          |
| <input type="checkbox"/> Request for _____ month Extension of Time  |   |                               |            |                              |              |              |          |
| Check for \$  | <input checked="" type="checkbox"/> Charge Deposit Acct. 500417   | \$ 920                        | Atty Init. | MEF                          | Tkpr. # 3328 | Secy. or PL: | CCollins |
| CMS Descr.: <u>1 - 790</u> <u>16 - 130</u>  |   |                               |            |                              |              |              |          |
| THE PATENT AND TRADEMARK OFFICE DATE STAMPED HEREON IS ACKNOWLEDGEMENT THAT THE ITEMS, CHECKED ABOVE, WERE RECEIVED BY THE PTO ON THE DATE STAMPED. |   |                               |            |                              |              |              |          |

Accounting